

Committee Room,  
Austin, Texas, January 28, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 104, A bill to be entitled  
"An Act to amend Sections 1, 2, and  
6, Chapter 148, of the General Laws  
passed by the Forty-second Legisla-  
ture at its Regular Session in 1931,  
relating to the authority of counties  
and incorporated cities and the Texas  
State Parks Board, separately, and  
in co-operation with each other, to  
acquire by gift or purchase, land for  
public parks, etc., and declaring an  
emergency,"

Has carefully compared same, and  
finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,  
Austin, Texas, January 28, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 121, A bill to be entitled  
"An Act to amend Chapter 6 of the  
Special Laws of the Acts of the Reg-  
ular Session of the Forty-second  
Legislature, providing for an open  
season or period of time when it  
shall be lawful to take or kill squir-  
rels in certain counties; providing  
penalties for the violation thereof;  
repealing all laws and parts of laws  
in conflict therewith, and declaring  
an emergency,"

Has carefully compared same, and  
finds it correctly engrossed.

HARRISON, Chairman.

#### FOURTEENTH DAY

(Continued)

(Tuesday, January 31, 1933)

The House met at 10 o'clock a. m.,  
and was called to order by Speaker  
Stevenson.

#### BILLS ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Alsup, House  
Bill No. 298 was ordered not printed.

On motion of Mr. Alexander,  
House Bill No. 219 was ordered not  
printed.

#### HOUSE BILL NO. 298 ON SECOND READING

On motion of Mr. Alsup, by unani-  
mous consent, the regular order of  
business was suspended to take up  
and have placed on its second read-  
ing and passage to engrossment,

H. B. No. 298, A bill to be entitled  
"An Act repealing Chapter 278 of  
House Bill No. 539 of the Acts of the  
Regular Session of the Forty-second  
Legislature (relating to farming in-  
dustry), and declaring an emer-  
gency."

On motion of Mr. Alsup, by unani-  
mous consent of the House, the  
Twenty-four-hour House Rule, which  
requires that the printed bill be placed  
on Members' desks twenty-four hours  
before being considered by the House,  
was suspended for the purpose of  
considering House Bill No. 298.

Mr. Alsup moved that the consti-  
tutional rule, requiring bills to be  
read on three several days, be sus-  
pended, and that House Bill No. 298  
be placed on its second reading and  
passage to engrossment and on its  
third reading and final passage.

The motion prevailed by the fol-  
lowing vote:

Yeas—117

Adamson.	Fain.
Aikin.	Few.
Alexander.	Fisher.
Alsup.	Ford.
Anderson	Fuchs.
of Bexar.	Glass.
Anderson	Golson.
of Johnson.	Good.
Barrett.	Goodman.
Barron.	Graves.
Beck.	Greathouse.
Bedford.	Griffith.
Bourne.	Hankamer.
Burns.	Harman.
Butler.	Harris.
Calvert.	Hartzog.
Camp.	Hester.
Canon.	Hicks.
Chastain.	Hill of Webb.
Clayton.	Hodges.
Colson.	Holekamp.
Coombes.	Holland.
Cowley.	Huddleston.
Crossley.	Hughes.
Daniel.	Hyder.
Davidson.	Jackson.
Dean.	James.
Devall.	Jefferson.
Dunlap.	Jones of Atascosa.
Dunagan.	Jones of Runnels.
Engelhard.	Jones of Shelby.

Kyle of Hays.	Riddle.
Kyle of Palo Pinto.	Roberts.
Laird.	Rogers of Hunt.
Latham.	Rogers
Lindsey.	of Ochiltree.
Lotief.	Rollins.
Magee.	Ross.
Mackay.	Russell.
McClain.	Savage.
McDougald.	Scarborough.
McGregor.	Scott.
McKee.	Shannon.
Metcalfe.	Smith.
Mitcham.	Stanfield.
Moffett.	Steward.
Moore.	Tarwater.
Morrison.	Tennyson.
Morse.	Thomas.
Munson.	Tillery.
Palmer.	Townsend.
Parkhouse.	Turlington.
Pope.	Van Zandt.
Puryear.	Vaughan.
Ratliff.	Wagstaff.
Ray.	Walker.
Reader.	Weinert.
Reed of Bowie.	Wells.
Reed of Dallas.	Winningham.
Renfro.	Wood.

## Absent

Baker.	Kayton.
Bradley.	Lemens.
Cathey.	Long.
Caven.	Mathis.
Dwyer.	McCullough.
Haag.	Merritt.
Harrison.	Nicholson.
Head.	Pavlica.
Hill of Brazoria.	Ramsey.
Holloway.	Shults.
Hoskins.	Sullivant.
Johnson	West.
of Anderson.	Young.

## Absent—Excused

Duvall.	Leonard.
Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

The Speaker then laid House Bill No. 298 before the House on its second reading and passage to engrossment.

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 298 ON THIRD READING

The Speaker then laid House Bill No. 298 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—116

Adamson.	Kyle of Hays.
Aikin.	Kyle of Palo Pinto.
Alexander.	Laird.
Alsup.	Latham.
Anderson	Lindsey.
of Bexar.	Lotief.
Anderson	Mackay.
of Johnson.	Mathis.
Barrett.	McClain.
Barron.	McDougald.
Beck.	McGregor.
Bedford.	McKee.
Bourne.	Merritt.
Burns.	Metcalfe.
Butler.	Mitcham.
Calvert.	Moffett.
Camp.	Moore.
Canon.	Morrison.
Chastain.	Morse.
Clayton.	Munson.
Colson.	Palmer.
Coombes.	Parkhouse.
Cowley.	Pavlica.
Crossley.	Pope.
Daniel.	Puryear.
Davidson.	Ratliff.
Devall.	Reader.
Dunagan.	Reed of Bowie.
Engelhard.	Reed of Dallas.
Fain.	Renfro.
Few.	Riddle.
Fisher.	Roberts.
Ford.	Rogers of Hunt.
Fuchs.	Rogers
Glass.	of Ochiltree.
Golson.	Rollins.
Good.	Ross.
Goodman.	Russell.
Greathouse.	Savage.
Griffith.	Scarborough.
Haag.	Shannon.
Hankamer.	Shults.
Harris.	Smith.
Hartzog.	Stanfield.
Head.	Steward.
Hicks.	Tarwater.
Hodges.	Tennyson.
Holland.	Thomas.
Hoskins.	Tillery.
Huddleston.	Townsend.
Hughes.	Turlington.
Hyder.	Van Zandt.
Jackson.	Vaughan.
James.	Wagstaff.
Jefferson.	Walker.
Johnson	Weinert.
of Anderson.	Wells.
Jones of Atascosa.	Winningham.
Jones of Runnels.	Wood.
Jones of Shelby.	Young.

## Nays—2

Dean.	Hill of Webb.
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## Absent

Baker.	Holloway.
Bradley.	Kayton.
Cathey.	Lemens.
Caven.	Long.
Dunlap.	Magee.
Dwyer.	McCullough.
Graves.	Nicholson.
Harman.	Ramsey.
Harrison.	Ray.
Hester.	Scott.
Hill of Brazoria.	Sullivant.
Holekamp.	West.

## Absent—Excused

Duvall.	Leonard.
Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

## BILL RE-REFERRED

On motion of Mr. McKee, by unanimous consent, House Bill No. 217 was withdrawn from the Committee on Judiciary and referred to the Committee on Revenue and Taxation.

RELATIVE TO HOUSE BILL  
NO. 94

Mr. Pope moved that the rule, relating to the regular order of business, be suspended, for the purpose of making a motion to print House Bill No. 94 on a minority report.

The motion was lost (not receiving the necessary two-thirds vote) by the following vote:

## Yeas—67

Aikin.	Hartzog.
Alsup.	Head.
Anderson	Hicks.
of Bexar.	Holekamp.
Beck.	Huddleston.
Bourne.	Johnson
Burns.	of Anderson.
Butler.	Jones of Shelby.
Canon.	Laird.
Cathey.	Latham.
Caven.	Lotief.
Coombes.	Magee.
Daniel.	Mathis.
Dean.	McClain.
Devall.	Merritt.
Dunagan.	Mitcham.
Fain.	Moore.
Fisher.	Munson.
Glass.	Palmer.
Golson.	Pavlica.
Good.	Pope.
Greathouse.	Puryear.
Haag.	Ratliff.
Harris.	Ray.

Reader.	Scarborough.
Reed of Bowie.	Scott.
Riddle.	Shannon.
Roberts.	Stanfield.
Rogers of Hunt.	Tillery.
Rogers	Turlington.
of Ochiltree.	Vaughan.
Rollins.	Wagstaff.
Ross.	Walker.
Russell.	Weinert.
Savage.	Young.

## Nays—54

Adamson.	Jefferson.
Alexander.	Jones of Atascosa.
Baker.	Jones of Runnels.
Barrett.	Kyle of Hays.
Barron.	Kyle of Palo Pinto.
Bedford.	Lemens.
Bradley.	Lindsey.
Calvert.	Mackay.
Camp.	McGregor.
Chastain.	McKee.
Clayton.	Metcalfe.
Crossley.	Moffett.
Davidson.	Morrison.
Engelhard.	Morse.
Ford.	Parkhouse.
Fuchs.	Reed of Dallas.
Graves.	Renfro.
Griffith.	Smith.
Hankamer.	Steward.
Hester.	Tarwater.
Hill of Webb.	Tennyson.
Hodges.	Thomas.
Holland.	Townsend.
Hoskins.	Van Zandt.
Hughes.	Wells.
Hyder.	Winningham.
James.	Wood.

## Absent

Anderson	Holloway.
of Johnson.	Jackson.
Colson.	Kayton.
Cowley.	Long.
Dunlap.	McCullough.
Dwyer.	McDougald.
Few.	Nicholson.
Goodman.	Ramsey.
Harman.	Shults.
Harrison.	Sullivant.
Hill of Brazoria.	West.

## Absent—Excused

Duvall.	Leonard.
Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

## BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

S. B. No. 93, "An Act to amend Article 2956, as amended by Chapter 105, Acts of the Regular Session, Forty-second Legislature, providing for absentee voting in all elections, etc., and declaring an emergency."

**ENDORISING THE HON. T. O. WALTON FOR SECRETARY OF AGRICULTURE**

Mr. Butler, by unanimous consent, offered the following resolution:

Whereas, Throughout the Southern States, there is a widespread feeling that the agricultural interests of the Nation could best be served by the appointment of a Southern man as Secretary of Agriculture in the Cabinet of President-elect Franklin D. Roosevelt, and

Whereas, A majority of the agricultural leadership of the South is now united and strongly urging the appointment of the Hon. T. O. Walton, President of the Agricultural and Mechanical College of Texas, as Secretary of Agriculture, and

Whereas, This feeling exists in the North as well as the South, and his appointment is being urged in all other sections of the Nation as well, and

Whereas, Dr. Walton is familiar with all phases of agricultural development, having come up from the plow handle, and has served as a county agent, a district agent, director of extension, and for the past several years as President of the Agricultural and Mechanical College of Texas, and has acquired Nation-wide recognition and has had practical as well as technical training in the problems of agriculture, therefore, be it

Resolved, That the House of Representatives commend Dr. Walton to the consideration of President-elect Franklin D. Roosevelt as being eminently qualified for this position, and enthusiastically urge his appointment as Secretary of Agriculture in the new Cabinet, and that a copy of this resolution be mailed, by the Chief Clerk of the House, to the President-elect as an endorsement of Dr. Walton for this position.

Signed—Butler, Wagstaff, Alsup, Moffett, Pope, Fuchs, Engelhard, Tarwater, Metcalfe.

The resolution was read second time, and was adopted.

**HOUSE BILL NO. 175 ON SECOND READING**

On motion of Mr. Holland, the regular order of business was suspended to take up, and have placed on its second reading and passage to engrossment,

H. B. No. 175, A bill to be entitled "An Act to authorize the creation of corporations in this State under the general corporation laws for the purpose of forming and operating a general detective agency or company to do a general detective business, to employ and furnish persons to make investigations and reports, and to furnish guards or watchmen to protect industrial plants, business institutions, and residential property, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment by the following vote:

Yeas—65

Adamson.	Kyle of Palo Pinto.
Alexander.	Laird.
Alsup.	Lemens.
Anderson	Magee.
of Bexar.	Mathis.
Anderson	Merritt.
of Johnson.	Metcalfe.
Beck.	Mitcham.
Bedford.	Moffett.
Bradley.	Moore.
Butler.	Morrison.
Calvert.	Morse.
Camp.	Munson.
Canon.	Ratliff.
Clayton.	Ray.
Colson.	Reader.
Ford.	Reed of Dallas.
Golson.	Roberts.
Graves.	Rogers of Hunt.
Haag.	Rollins.
Hankamer.	Ross.
Hester.	Scarborough.
Hicks.	Shannon.
Hill of Webb.	Shults.
Hodges.	Smith.
Holekamp.	Steward.
Holland.	Sullivan.
Hoskins.	Tarwater.
Hughes.	Van Zandt.
Hyder.	Vaughan.
Jackson.	Walker.
James.	Wells.
Jefferson.	Wood.
Jones of Shelby.	

Nays—53

Aikin.	Bourne.
Baker.	Chastain.
Barrett.	Coombes.

Cowley.	Latham.
Crossley.	Lindsey.
Daniel.	Lotief.
Davidson.	Mackay.
Dean.	McClain.
Devall.	Pavlica.
Dunagan.	Pope.
Engelhard.	Puryear.
Fain.	Ramsey.
Few.	Reed of Bowie.
Fuchs.	Renfro.
Glass.	Rogers
Good.	of Ochiltree.
Goodman.	Russell.
Greathouse.	Savage.
Harrison.	Scott.
Hartzog.	Stanfield.
Head.	Tennyson.
Hill of Brazoria.	Tillery.
Huddleston.	Townsend.
Johnson	Turlington.
of Anderson.	Wagstaff.
Jones of Atascosa.	Winningham.
Jones of Runnels.	Young.
Kyle of Hays.	

## Present—Not Voting

Fisher.	Harris.
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## Absent

Barron.	McCullough.
Burns.	McDougald.
Cathey.	McGregor.
Caven.	McKee.
Dunlap.	Nicholson.
Dwyer.	Palmer.
Griffith.	Parkhouse.
Harman.	Riddle.
Holloway.	Thomas.
Kayton.	Weinert.
Long.	West.

## Absent—Excused

Duvall.	Leonard.
Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, January 31, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has adopted

S. C. R. No. 8, Recommending Hon.  
Hal H. Sevier as Ambassador to Chile.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

HOUSE BILL NO. 28 ON THIRD  
READING

The Speaker laid before the House,  
on its third reading and final passage,

H. B. No. 28, A bill to be entitled  
"An Act to amend Article 4604, of the  
Revised Civil Statutes of 1925, as  
amended by the Acts of 1929, Forty-  
first Legislature, Chapter 114, so as  
to provide that persons who desire to  
marry should procure from the county  
clerk a license directed to all persons  
authorized by law to celebrate the  
rites of matrimony, and that said  
license shall be sufficient to celebrate  
such marriage, etc., and declaring an  
emergency."

The bill was read third time.

Mr. Jones of Atascosa moved the  
previous question on the passage of  
the bill, and the main question was  
ordered.

House Bill No. 28 was then passed  
by the following vote:

## Yeas—91

Adamson.	Holloway.
Aikin.	Hoskins.
Alexander.	Huddleston.
Alsup.	Hyder.
Anderson	Jackson.
of Johnson.	Jefferson.
Baker.	Johnson
Barrett.	of Anderson.
Barron.	Jones of Atascosa.
Beck.	Jones of Runnels.
Bourne.	Jones of Shelby.
Burns.	Kyle of Palo Pinto.
Butler.	Laird.
Calvert.	Latham.
Camp.	Long.
Canon.	Lotief.
Cathey.	Mackay.
Caven.	Mathis.
Clayton.	McClain.
Colson.	McGregor.
Coombes.	McKee.
Crossley.	Merritt.
Davidson.	Moffett.
Devall.	Moore.
Dunagan.	Morrison.
Few.	Morse.
Fisher.	Pavlica.
Fuchs.	Pope.
Glass.	Puryear.
Good.	Ramsey.
Greathouse.	Reed of Bowie.
Haag.	Renfro.
Hankamer.	Roberts.
Harris.	Rogers of Hunt.
Hartzog.	Rogers
Hicks.	of Ochiltree.
Hill of Brazoria.	Rollins.
Holland.	Ross.

Russell.	Thomas.
Savage.	Tillery.
Scarborough.	Van Zandt.
Shannon.	Vaughan.
Shults.	Walker.
Stanfield.	Weinert.
Sullivant.	Wells.
Tarwater.	Wood.
Tennyson.	Young.

## Nays—36

Bedford.	Hughes.
Bradley.	James.
Chastain.	Kyle of Hays.
Daniel.	Lemens.
Dean.	Lindsey.
Duvall.	Magee.
Engelhard.	McDougald.
Fain.	Metcalfe.
Ford.	Mitcham.
Golson.	Munson.
Goodman.	Parkhouse.
Graves.	Ratliff.
Griffith.	Ray.
Harrison.	Reader.
Head.	Scott.
Hester.	Townsend.
Hill of Webb.	Turlington.
Holekamp.	Wagstaff.

## Absent

Anderson	Nicholson.
of Bexar.	Palmer.
Cowley.	Reed of Dallas.
Dunlap.	Riddle.
Dwyer.	Smith.
Harman.	Steward.
Hodges.	West.
Kayton.	Winningham.
McCullough.	

## Absent—Excused

Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.
Leonard.	

Mr. Van Zandt moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider. The motion to table prevailed.

## ADDRESS BY MRS. RUTLEDGE SMITH

Mr. Burns offered the following resolution:

Whereas, Mrs. Rutledge Smith, of Nashville, Tennessee, the sister of Representative T. H. McGregor, is within the Bar of the House; and

Whereas, Mrs. Smith grew to womanhood at Lebanon, Tennessee, where Sam Houston began the practice of law, and has for many years been

connected with the Hermitage Association, and is familiar with the history and traditions of Sam Houston as a Tennessean; therefore, be it

Resolved, That Mrs. Smith be invited to address the House on the subject of Sam Houston as a Tennessean.

BURNS,  
McCLAIN,  
DANIEL.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Mrs. Smith to the Speaker's stand: Messrs. Burns, Daniel, and McClain.

The committee having performed their duty, Speaker Stevenson presented Mr. Burns, who, in turn, introduced Mrs. Smith.

Mrs. Smith then addressed the House.

## COMMUNICATIONS FROM MRS. A. P. JOHNSON

The Speaker laid before the House, and, had read, the following communications:

San Antonio, Texas, Jan. 31, 1933.

Mrs. Louise Snow Phinney, Chief Clerk, House of Representatives, Austin, Texas.

Mr. Johnson deeply grateful for message from the House, and flowers. Condition still critical, but slightly improved.

MRS. A. P. JOHNSON.

San Antonio, Texas, Jan. 31, 1933.

Hon. George Parkhouse, House of Representatives, Austin, Texas.

Message greatly appreciated. We need your prayers.

MRS. A. P. JOHNSON.

## HOUSE BILL ON FIRST READING

The following House bill, introduced today, by unanimous consent, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Griffith and Mr. McKee:

H. B. No. 323, A bill to be entitled "An Act releasing all interest and penalties on registration fees on mo-

tor vehicles, for which a license fee is due on or before January 31, 1933, and extending the time of payment of same until May 1, 1933, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

### HOUSE BILL NO. 38 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 38, A bill to be entitled "An Act to authorize the selection of school depositories for independent districts in certain counties, regardless of the population of said districts; and declaring an emergency."

The bill was read second time, and was passed to engrossment.

### HOUSE BILL NO. 38 ON THIRD READING

Mr. Rogers of Ochiltree moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 38 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

Adamson.	Dunagan.
Aikin.	Engelhard.
Alsup.	Fain.
Anderson	Few.
of Bexar.	Fisher.
Anderson	Fuchs.
of Johnson.	Glass.
Baker.	Golson.
Barrett.	Good.
Beck.	Greathouse.
Bedford.	Griffith.
Bourne.	Haag.
Bradley.	Hankamer.
Burns.	Harman.
Butler.	Harris.
Calvert.	Hartzog.
Camp.	Head.
Canon.	Hicks.
Cathey.	Hill of Brazoria.
Caven.	Hill of Webb.
Chastain.	Hodges.
Clayton.	Holekamp.
Colson.	Holland.
Coombes.	Holloway.
Cowley.	Hoskins.
Crossley.	Huddleston.
Daniel.	Hughes.
Davidson.	Hyder.
Dean.	James.
Devall.	Jefferson.

Jones of Atascosa.	Reed of Dallas.
Jones of Runnels.	Renfro.
Jones of Shelby.	Roberts.
Kyle of Hays.	Rogers of Hunt.
Kyle of Palo Pinto.	Rogers
Laird.	of Ochiltree.
Latham.	Rollins.
Lemens.	Ross.
Lotief.	Russell.
Magee.	Savage.
Mackay.	Scarborough.
McClain.	Scott.
McDougald.	Shannon.
McKee.	Shults.
Merritt.	Smith.
Metcalfe.	Stanfield.
Mitcham.	Steward.
Moffett.	Tarwater.
Moore.	Thomas.
Morrison.	Tillery.
Morse.	Townsend.
Munson.	Turlington.
Palmer.	Van Zandt.
Pavlica.	Vaughan.
Pope.	Wagstaff.
Puryear.	Walker.
Ramsey.	Weinert.
Ratliff.	Wells.
Ray.	Winningham.
Reader.	Young.

#### Absent

Alexander.	Lindsey.
Barron.	Long.
Dunlap.	Mathis.
Dwyer.	McCullough.
Ford.	McGregor.
Goodman.	Nicholson.
Graves.	Parkhouse.
Harrison.	Reed of Bowie.
Hester.	Riddle.
Jackson.	Sullivant.
Johnson	Tennyson.
of Anderson.	West.
Kayton.	Wood.

#### Absent—Excused

Duvall.	Leonard.
Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

The Speaker then laid House Bill No. 38 before the House on its third reading and final passage,

The bill was read third time, and was passed by the following vote:

Yeas—111

Adamson.	Anderson
Aikin.	of Johnson.
Alexander.	Baker.
Alsup.	Barrett.
Anderson	Beck.
of Bexar.	Bedford.

Bourne.	Latham.
Butler.	Lemens.
Calvert.	Lotief.
Camp.	Magee.
Canon.	Mackay.
Cathey.	McDougald.
Caven.	Metcalfe.
Chastain.	Mitcham.
Clayton.	Moffett.
Colson.	Moore.
Coombes.	Morrison.
Cowley.	Morse.
Crossley.	Munson.
Daniel.	Palmer.
Davidson.	Pavlica.
Dean.	Pope.
Dunagan.	Puryear.
Engelhard.	Ramsey.
Fain.	Ratliff.
Few.	Ray.
Fisher.	Reed of Bowie.
Fuchs.	Reed of Dallas.
Glass.	Renfro.
Golson.	Roberts.
Good.	Rogers of Hunt.
Graves.	Rogers
Greathouse.	of Ochiltree.
Griffith.	Rollins.
Hankamer.	Ross.
Harris.	Russell.
Harrison.	Savage.
Hartzog.	Scarborough.
Head.	Scott.
Hester.	Shannon.
Hicks.	Shults.
Hill of Brazoria.	Smith.
Hill of Webb.	Stanfield.
Hodges.	Steward.
Holekamp.	Sullivant.
Hoskins.	Tarwater.
Huddleston.	Tillery.
Hughes.	Townsend.
James.	Turlington.
Jefferson.	Van Zandt.
Johnson	Vaughan.
of Anderson.	Wagstaff.
Jones of Atascosa.	Walker.
Jones of Runnels.	Wells.
Jones of Shelby.	Winningham.
Kyle of Hays.	Wood.
Kyle of Palo Pinto.	Young.
Laird.	

Present—Not Voting

Haag.

Absent

Barron.	Holloway.
Bradley.	Hyder.
Burns.	Jackson.
Devall.	Kayton.
Dunlap.	Lindsey.
Dwyer.	Long.
Ford.	Mathis.
Goodman.	McClain.
Harman.	McCullough.
Holland.	McGregor.

McKee.	Riddle.
Merritt.	Tennyson.
Nicholson.	Thomas.
Parkhouse.	Weinert.
Reader.	West.

Absent—Excused

Duvall.	Leonard.
Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

#### HOUSE BILL NO. 15 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 15, A bill to be entitled "An Act amending Section 10, of Chapter 382, of the General Laws passed by the Regular Session of the Forty-second Legislature, relative to the licensing of chauffeurs of trucks, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 15 ON THIRD READING

Mr. Alexander moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 15 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—118

Aikin.	Devall.
Alexander.	Dunagan.
Alsup.	Duvall.
Anderson	Engelhard.
of Bexar.	Fain.
Anderson	Few.
of Johnson.	Fisher.
Baker.	Ford.
Barrett.	Fuchs.
Barron.	Glass.
Beck.	Golson.
Bedford.	Good.
Bourne.	Graves.
Bradley.	Greathouse.
Butler.	Griffith.
Calvert.	Haag.
Camp.	Hankamer.
Canon.	Harris.
Cathey.	Hartzog.
Caven.	Head.
Clayton.	Hester.
Cowley.	Hicks.
Daniel.	Hill of Brazoria.
Davidson.	Hill of Webb.
Dean.	Hodges.



Holekamp.	Ratliff.
Holland.	Ray.
Hoskins.	Reader.
Huddleston.	Reed of Bowie.
Hyder.	Reed of Dallas.
James.	Renfro.
Jefferson.	Roberts.
Johnson	Rogers of Hunt.
of Anderson.	Rogers
Jones of Atascosa.	of Ochiltree.
Jones of Runnels.	Rollins.
Jones of Shelby.	Ross.
Kyle of Hays.	Russell.
Kyle of Palo Pinto.	Savage.
Laird.	Scarborough.
Latham.	Scott.
Lemens.	Shannon.
Leonard.	Shults.
Magee.	Smith.
Mackay.	Stanfield.
McClain.	Steward.
McDougald.	Sullivant.
McKee.	Tarwater.
Merritt.	Thomas.
Metcalfe.	Tillery.
Mitcham.	Townsend.
Moffett.	Turlington.
Moore.	Van Zandt.
Morrison.	Vaughan.
Morse.	Wagstaff.
Munson.	Walker.
Palmer.	Weinert.
Pavlica.	Wells.
Pope.	Winningham.
Puryear.	Wood.
Ramsey.	Young.

## Nays—1

Coombes.

## Absent

Adamson.	Kayton.
Burns.	Lindsey.
Chastain.	Long.
Colson.	Lotief.
Crossley.	Mathis.
Dunlap.	McCullough.
Dwyer.	McGregor.
Goodman.	Nicholson.
Harman.	Parkhouse.
Harrison.	Riddle.
Holloway.	Tennyson.
Hughes.	West.
Jackson.	

## Absent—Excused

Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

The Speaker then laid House Bill No. 15 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—124

Aikin.	Johnson
Alexander.	of Anderson.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Bexar.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Johnson.	Laird.
Baker.	Latham.
Barrett.	Lemens.
Barron.	Leonard.
Beck.	Lotief.
Bedford.	Magee.
Bradley.	Mackay.
Burns.	Mathis.
Butler.	McClain.
Calvert.	McDougald.
Camp.	McKee.
Canon.	Merritt.
Cathey.	Metcalfe.
Caven.	Moffett.
Chastain.	Morrison.
Clayton.	Morse.
Colson.	Munson.
Coombes.	Palmer.
Cowley.	Parkhouse.
Crossley.	Pavlica.
Daniel.	Pope.
Davidson.	Puryear.
Dean.	Ramsey.
Devall.	Ratliff.
Dunagan.	Ray.
Duvall.	Reader.
Engelhard.	Reed of Bowie.
Fain.	Reed of Dallas.
Few.	Renfro.
Fisher.	Riddle.
Ford.	Roberts.
Fuchs.	Rogers of Hunt.
Glass.	Rollins.
Golson.	Ross.
Good.	Russell.
Graves.	Savage.
Greathouse.	Scarborough.
Griffith.	Scott.
Haag.	Shannon.
Hankamer.	Shults.
Harman.	Smith.
Harris.	Stanfield.
Harrison.	Steward.
Hartzog.	Sullivant.
Head.	Tarwater.
Hester.	Thomas.
Hicks.	Tillery.
Hill of Brazoria.	Townsend.
Hill of Webb.	Turlington.
Hodges.	Van Zandt.
Holland.	Vaughan.
Hoskins.	Wagstaff.
Huddleston.	Walker.
Hughes.	Weinert.
Hyder.	Wells.
James.	Winningham.
Jefferson.	Wood.
	Young.

## Present—Not Voting

Goodman.

## Absent

Adamson.	Long.
Bourne.	McCullough.
Dunlap.	McGregor.
Dwyer.	Mitcham.
Holekamp.	Moore.
Holloway.	Nicholson.
Jackson.	Rogers
Jones of Atascosa.	of Ochiltree.
Kayton.	Tennyson.
Lindsey.	West.

## Absent—Excused

Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.

EXPRESSING SYMPATHY OF  
THE HOUSE TO THE HON.  
JOHN W. HUNT

Mr. Camp offered the following resolution:

Whereas, the Hon. John W. Hunt, an able, valued, and esteemed Member of this House, is critically ill, therefore, be it

Resolved by the House, That it express to Mr. Hunt its sincere sympathy for him because of his illness, and the hope that he may speedily recover and return to his place on the floor of this House, as his absence from the councils of this Body is a loss to the people of this State. Be it further

Resolved, That the Chief Clerk send a copy of this resolution to Mr. Hunt with suitable flowers.

CAMP,  
PARKHOUSE,  
GOOD.

The resolution was read second time.

On motion of Mr. Moffett, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson of Bexar, Anderson of Johnson, Baker, Barrett, Barron, Beck, Bedford, Bourne, Bradley, Burns, Butler, Calvert, Canon, Cathey, Caven, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Few,

Fisher, Ford, Fuchs, Glass, Golson, Goodman, Graves, Greathouse, Griffith, Haag, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill of Brazoria, Hill of Webb, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kayton, Kyle of Palo Pinto, Kyle of Hays, Laird, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McClain, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roberts, Rogers of Ochiltree, Rogers of Hunt, Rollins, Ross, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Sullivant, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, West, Winningham, Wood, Young.

The resolution was then adopted unanimously.

HOUSE BILL NO. 22 ON SECOND  
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 22, A bill to be entitled "An Act to amend Article 5238, of Title 84, Revised Civil Statutes of the State of Texas, 1925, relating to landlords' liens and extending the lien to include all property of any subtenant of the tenant in such residence, storehouse, or other building, and all property stored with or by such tenant or subtenant in such residence, storehouse, or other building, with the owner's permission."

The bill was read second time.

Mr. Morse offered the following committee amendments to the bill:

(1)

Amend House Bill No. 22 by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. That Article 5238, of Title 84, of the Revised Civil Statutes of the State of Texas, 1925, be amended so as to hereafter read as follows:

"All persons leasing or renting any residence, storehouse, or other building shall have a preference lien upon all property of the tenant or of any subtenant of such tenant in such residence, storehouse, or other building, for the payment of rents due and to become due; provided, that in order to secure the lien for rents that are more than six months due, it shall be necessary for the person leasing or renting any storehouse or other building, which is used for commercial purposes, to file, in the office of the county clerk of the county in which such storehouse or such other building is situated, a sworn statement of the amount of rent due, itemized as to the months for which it is claimed to be due, together with the name and address of the tenant, a description of the rented premises, the date on which the rental contract began and that on which it is to terminate, verified by the person claiming such lien, his agent or attorney, and such statement when so verified shall be recorded by the county clerk in a book to be provided for such purpose. No lien for rent more than six months past due upon any storehouse or other building rented for commercial purposes shall be valid as against bona fide purchases or unsecured or lien creditors of said tenant, unless said statement shall be verified, filed, and recorded as above provided.

"Each county clerk shall keep an alphabetical index for the purpose of recording the rental liens above described.

"The lien for rents to become due shall not continue or be enforced for a longer period than the current contract years, it being intended by the term "current contract years" to embrace a period of twelve months, reckoning from the beginning of the lease or rental contract, whether the same be in the first or any other year of such lease or rental contract. Such lien shall continue and be in force so long as the tenant shall occupy the rental premises, and for one month thereafter; but this Article shall not

be construed as in any manner repealing or affecting any Act exempting property from forced sale.'

"Section 2. Provided, however, that the preference lien hereinabove given to all persons leasing or renting any residence, storehouse, or other building upon all the property of any subtenant of such tenant in such residence, storehouse, or other building, shall not attach to the property of any such subtenant of said tenant in such residence, storehouse, or other building, unless it shall affirmatively appear from the oath and bond required by Article 5238, of Title 84, Revised Civil Statutes of the State of Texas, 1925, and from the affidavit required by Article 5239, of Title 84, Revised Civil Statutes of the State of Texas, 1925, that said subtenant of said tenant shall be in default in the payment of his rent at the time said oath and bond and affidavit required by the provisions of this Title are executed.

"Section 3. And providing further, that the preference lien hereinabove given to all persons leasing or renting any residence, storehouse, or other building, upon all property of any subtenant of such tenant in such residence, storehouse, or other building, shall not attach to the property of such subtenant for the purpose of securing payment of any rents in excess of the amount of said rents for the payment of which said subtenant is liable.

"Section 4. The fact that persons leasing or renting residences, storehouses, or other buildings are not fully secured in the payment of rents due, and to become due, creates an emergency and an imperative public necessity which requires that the constitutional rule, requiring bills to be read on three several days in each House, be, and the same is hereby, suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend House Bill No. 22 by striking out all above the enacting clause, and inserting in lieu thereof the following:

"H. B. No. 22,

A BILL

To Be Entitled

An Act to amend Article 5238, of Title 84, Revised Civil Statutes of the State of Texas, 1925, relating to landlord's liens and extending the lien to include all property of any subtenant of the tenant in such residence, storehouse, or other building, and providing the extent to which such lien shall attach to the property of such subtenant, and providing certain exceptions, and declaring an emergency."

The amendments were severally adopted.

House Bill No. 22 was then passed to engrossment.

ADJOURNMENT

Mr. Moffett moved that the House adjourn until 9:30 o'clock a. m., Wednesday, February 1.

Question recurring on the motion, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—66

Adamson.	Jones of Runnels.
Aikin.	Jones of Shelby.
Alsup.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Johnson.	Latham.
Baker.	Lemens.
Beck.	Magee.
Bedford.	McClain.
Bourne.	McDougald.
Bradley.	Merritt.
Calvert.	Metcalf.
Canon.	Mitcham.
Crossley.	Moffett.
Dean.	Moore.
Engelhard.	Pavlica.
Fain.	Ratliff.
Ford.	Ray.
Fuchs.	Reed of Bowie.
Good.	Roberts.
Goodman.	Rogers of Hunt.
Griffith.	Rogers
Haag.	of Ochiltree.
Harris.	Ross.
Head.	Russell.
Hicks.	Savage.
Hodges.	Scott.
Holekamp.	Shults.
Holloway.	Smith.
Hoskins.	Steward.
Huddleston.	Thomas.

Tillery.  
Turlington.  
Wagstaff.  
Walker.

Weinert.  
Wells.  
Winningham.  
Wood.

Nays—53

Anderson  
of Bexar.  
Barrett.  
Burns.  
Butler.  
Camp.  
Caven.  
Chastain.  
Clayton.  
Colson.  
Coombes.  
Cowley.  
Daniel.  
Davidson.  
Devall.  
Dunagan.  
Few.  
Fisher.  
Glass.  
Golson.  
Graves.  
Greathouse.  
Hankamer.  
Hester.  
Hill of Brazoria.  
Holland.  
Hughes.  
James.

Jefferson.  
Johnson  
of Anderson.  
Jones of Atascosa.  
Kayton.  
Laird.  
Lotief.  
McGregor.  
McKee.  
Morrison.  
Morse.  
Munson.  
Palmer.  
Pope.  
Puryear.  
Ramsey.  
Reader.  
Reed of Dallas.  
Renfro.  
Riddle.  
Rollins.  
Scarborough.  
Stanfield.  
Tarwater.  
Townsend.  
Vaughan.  
Young.

Present—Not Voting

Duvall.

Absent

Alexander.	Long.
Barron.	Mackay.
Cathey.	Mathis.
Dunlap.	McCullough.
Dwyer.	Nicholson.
Harman.	Parkhouse.
Harrison.	Shannon.
Hartzog.	Sullivant.
Hill of Webb.	Tennyson.
Hyder.	Van Zandt.
Jackson.	West.
Lindsey.	

Absent—Excused

Hunt.	Patterson.
Johnson	Stinson.
of Dimmit.	Stovall.
Leonard.	

The House, accordingly, at 12 o'clock m., adjourned until 9:30 o'clock a. m., Wednesday, February 1.

## APPENDIX

## STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Agriculture: House Bill No. 298.

Education: House Bills Nos. 170 and 238.

Highways and Motor Traffic: House Bill No. 323.

Judiciary: House Bill No. 21.

Municipal and Private Corporations: House Bill No. 81.

State Affairs: House Bills Nos. 280 and 281.

Revenue and Taxation: House Bills Nos. 14 and 219.

The Committee on State Affairs filed an adverse report, with a minority favorable report, on House Bill No. 94.

## REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, January 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 298, A bill to be entitled "An Act repealing Chapter 278 of House Bill No. 539 of the Acts of the Regular Session of the Forty-second Legislature (relating to farming industry), and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,

Austin, Texas, January 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 175, A bill to be entitled "An Act to authorize the creation of

corporations in this State under the general corporation laws for the purpose of forming and operating a general detective agency or company to do a general detective business, to employ and furnish persons to make investigations and reports, and to furnish guards or watchmen to protect industrial plants, business institutions and residential property, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,

Austin, Texas, January 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 49, A bill to be entitled "An Act to repeal Sections 14, 15, 16, 17, 18, 19, 20, 24, and 25, of Chapter 26, Acts of the Regular Session of the Thirty-ninth Legislature of Texas, regulating the testing of automobile lights, and operation of motor vehicles, tractors, motorcycles, and bicycles in Texas, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,

Austin, Texas, January 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act providing that the Board of Pardons and Paroles, created by Chapter 45, Acts of First Called Session, Forty-first Legislature, shall hereafter sit and have their offices at Huntsville, Walker County, Texas, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

## In Memory of Judge Ed. R. Kone

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Mr. Kyle of Hays offered the following resolution:

Whereas, In His infinite mercy, Our Supreme Ruler has seen fit to call to his eternal reward on January 30, 1933, Judge Ed. R. Kone, a former Commissioner of Agriculture; and

Whereas, Judge Ed. R. Kone had a long and distinguished career as a jurist and lawyer in the courts of Texas; and

Whereas, Judge Ed. R. Kone was a great champion of democracy, and a stalwart of the Democratic party from Reconstruction days, until he was called for greater things; therefore, be it

Resolved by the House of Representatives, That the sympathy of this Body be extended to his wife and children who survive him, and that a page of the House Journal be dedicated to his memory; that a copy of this resolution be mailed to his family; and, that when the House adjourns today, it do so out of honor and respect to Judge Ed. R. Kone's memory.

KYLE of Hays,  
GOODMAN,  
WEINERT.

The resolution was read second time.

On motion of Mr. Parkhouse, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson of Bexar, Anderson of Johnson, Baker, Barrett, Barron, Beck, Bedford, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Few, Fisher, Ford, Fuchs, Glass, Golson, Good, Graves, Great-house, Griffith, Haag, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill of Brazoria, Hill of Webb, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kayton, Kyle of Palo Pinto, Laird, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McClain, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roberts, Rogers of Ochiltree, Rogers of Hunt, Rollins, Ross, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Sullivant, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Wells, West, Winningham, Wood, Young.

The resolution was then adopted by a rising vote.